IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 2974 of 2001

Between:

M/s. Jaya Diagnostic Research Centre represented by its Managing Director, B.K.Rao,Medwin Hospital RR Towners, Chiragali-lane.

..... PETITIONER

AND

1 A.P.Transco Rep.by its Chairman & Managing Director
Vidyuthsoudha, Hyderabad
2 Superintending Engineer(Operation)
Circle North, Mint Compound. Hyderabad
3 Senior Accounts Officer, O/o Superintending Engineer(O)
Circle North, Mint Compound. Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction, more particularly one in the nature of Writ of Mandamus, declaring the proceedings issued vide Lr.No.Dy.CCA(R)/AO(HT)/HDN-404/2001, dt: 9/2/2001 of the respondents as illegal, arbitrary, non-speaking order and contrary to the understanding reached between parties and opposed to welfare measures for rendering appropriate essential services vide verse and further declare the action of the respondents as violative of Article 14 in not according permission "on account payment" against the C.C. Bills of the petitioner hospital for 1996-97 on par with C.D.R. and other Corporate Hospitals as discriminatory as well declare the levy of surcharge against the petitioner without clearing the credit bills payable by the respondents for the services rendered/availed on credit basis form the petitioner and meeting dissimilar treatment as un-sustainable and opposed to public policy and bad in law and order to extend the benefit as was done in the case of C.D.R. Hospital for adjustment of credit bills by waiving surcharges.

Counsel for the Petitioner: MR.P.SRINIVASULU

Counsel for the Respondents: MR.M.SRIRAMULU REDDY (SC FOR APTRANSCO)

The Court made the following :

ORDER:

The learned Counsel for the petitioner submits that the writ petition has become infructuous.

Recording the above submission, the writ petition is dismissed as infructuous.

30th June, 2005

Nn.

Copy to:

1 The Chiarman & Managing Director, A.P.Transco,
Vidyuthsoudha, Hyerabad
2 The Superintending Engineer(Operation)
Circle North, Mint Compound, Hyderabad
3 The Senior Accounts Officer(O)
Circle North, Mint Compound. Hyderabad

4. Two C.D. copies.